

**AMENDMENT TO H.R. 5005, AS REPORTED
OFFERED BY MR. OBERSTAR OF MINNESOTA, MR.
COSTELLO OF ILLINOIS, AND MR. ROEMER OF
INDIANA**

Strike section 402(5) of the bill (and redesignate subsequent paragraphs accordingly).

In section 501(1) of the bill, strike “, major disasters, and other emergencies”.

In the matter preceding subparagraph (A) of section 501(3) of the bill, strike “and major disasters”.

In section 501(3)(D) of the bill, strike “or major disaster”.

In section 501(4) of the bill—

- (1) strike “and major disasters”;
- (2) strike “or major disasters”; and
- (3) strike “or disasters”.

In section 501(5) of the bill, strike “and disasters”.

Strike section 501(6) of the bill and insert the following:

- 1 (6) In consultation with the Director of the
- 2 Federal Emergency Management Agency, consoli-
- 3 dating existing Federal Government emergency re-



1 sponse plans for terrorist attacks into the Federal
2 Response Plan referred to in section 506(b).

 In section 502(1) of the bill, strike the text after
 “(1)” and preceding “Integrated” and insert “The”.

 At the end of title V of the bill, insert the following
(and conform the table of contents of the bill accord-
ingly):

3 **SEC. 506. ROLE OF FEDERAL EMERGENCY MANAGEMENT**
4 **AGENCY.**

5 (a) IN GENERAL.—The functions of the Federal
6 Emergency Management Agency include, but are not lim-
7 ited to, the following:

8 (1) All functions and authorities prescribed by
9 the Robert T. Stafford Disaster Relief and Emer-
10 gency Assistance Act (42 U.S.C. 5121 et seq.).

11 (2) Carrying out its mission to reduce the loss
12 of life and property and protect the Nation from all
13 hazards by leading and supporting the Nation in a
14 comprehensive, risk-based emergency management
15 program—

16 (A) of mitigation, by taking sustained ac-
17 tions to reduce or eliminate long-term risk to
18 people and property from hazards and their ef-
19 fects;



1 (B) of preparedness, by building the emer-
2 gency management profession to prepare effec-
3 tively for, mitigate against, respond to, and re-
4 cover from any hazard by planning, training,
5 and exercising;

6 (C) of response, by conducting emergency
7 operations to save lives and property through
8 positioning emergency equipment and supplies,
9 through evacuating potential victims, through
10 providing food, water, shelter, and medical care
11 to those in need, and through restoring critical
12 public services;

13 (D) of recovery, by rebuilding communities
14 so individuals, businesses, and governments can
15 function on their own, return to normal life,
16 and protect against future hazards; and

17 (E) of increased efficiencies, by coordi-
18 nating efforts relating to preparedness and re-
19 sponse activities to maximize efficiencies.

20 (b) FEDERAL RESPONSE PLAN.—

21 (1) ROLE OF FEMA.—Notwithstanding any
22 other provision of this Act, the Federal Emergency
23 Management Agency shall remain the lead agency
24 for the Federal Response Plan established under Ex-



1 executive Order 12148 (44 Fed. Reg. 43239) and Ex-
2 executive Order 12656 (53 Fed. Reg. 47491).

3 (2) REVISION OF RESPONSE PLAN.—Not later
4 than 60 days after the date of enactment of this
5 Act, the Director of the Federal Emergency Man-
6 agement Agency shall revise the Federal Response
7 Plan to reflect the establishment of and incorporate
8 the Department.

9 (3) MEMORANDUM OF UNDERSTANDING.—Not
10 later than 60 days after the date of enactment of
11 this Act, the Secretary and the Director of the Fed-
12 eral Emergency Management Agency shall adopt a
13 memorandum of understanding to address the roles
14 and responsibilities of their respective agencies
15 under this title.

